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January 3, 2002

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Sincerely,

Todd A. Erickson

Todd A. Erickson
Varieties International

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CONFIRMATION NO. 6002

FORMALITIES LETTER



OC000000006405997

Ms. Shannon K. Reeser
Varieties International
P.O. Box 753
Lafayette, OR 97127

Date Mailed: 08/17/2001

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below **and a newly executed oath or declaration covering the items must** be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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Investment	02-25-2004	5698AKA
02-17-2004	1-5547	00040012
01-16-2004		00580953
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Approved for use through 10/31/2002 OMB 0651-0031

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Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Notice of Incomplete Nonprovisional Application
Confirmation NO. 6002 (2 copies) Photographs
of plant (2 copies) Description of plant photographs
(2 copies) check (1) Authorization for credit
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Burden Hour Statement. This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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DESCRIPTION

This is a picture of a Prunus Plant VSL-2 planted in the field. The plant is one year old and ready for grafting. This photo was taken in McMinnville, Oregon. The laser copies were all printed from original photographs. The colors are the best rendered colors we could achieve using photography equipment and laser printing equipment.

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